

AT HOME IN  
EVERY HOME

# The Fairmont West Virginian

TO-DAY'S NEWS  
EVERY DAY

VOLUME III FAIRMONT, WEST VIRGINIA, FRIDAY, NOVEMBER 23, 1906. NUMBER 185.

## SENATOR ELKINS REPRESENTS SEN- ATE AT BANQUET

### Great Speech on A Great Occasion

Ambassador of Two World Powers  
Speak on Same Platform with  
West Virginia Senator.

### 13TH ANNUAL BANQUET OF THE NEW YORK CHAMBER OF COMMERCE.

"The Senate of the United States in  
its Relation to Good Government"  
Was Subject of Senator's  
Address.

NEW YORK, Nov. 23.—The Ambassadors of two world powers to the United States, spoke at the annual banquet of the New York Chamber of Commerce at the Waldorf Astoria last night. They were Baron Speck von Sternberg, of Germany, and Sir Henry Mortimer Durand, representing the British government. The former plenipotentiary's theme, "The Commercial Relations Between the German Empire and the United States should be Reciprocal," had been looked forward to as being peculiarly apt at this time when German American tariff questions are under consideration.

The topic of the latter Ambassador's remarks, "Diplomacy and Commerce," was anticipated with interest because of his intention soon to leave Washington and to retire from public life, after years in his country's service. Yet another speech of the evening of note was that of Senator Elkins, of West Virginia, who spoke to the point "The Senate of the United States in its relations to good government."

Senator Elkins took pains to refute charges which have been made recently against the higher branch of congress.

## ONLY TWO

### COLLEGE SPORTS ARE ABSOLUTELY AND HONEST SAYS PRESIDENT ELIOT OF HARVARD.

BOSTON, Nov. 23.—With foot ball at Harvard on probation, the under graduates are pondering some significant remarks dropped by President Eliot last night at the Harvard crew dinner. "Rowing," said the president, "is a sport which is absolutely clean and honest, and there is only one other sport in college of which that can be said, and that is tennis."

Comunizis' candies and ice cream are made by them a specialty for you, also their delicious hot drinks.

Take the children to the matinee Saturday to see "York State Folks."

## NESBITT WILL ACCEPT APPOINTMENT AS SUCCESSOR OF JUDGE MELVIN

### Is Regarded As Good Appointment

WHEELING, Nov. 23.—Hon. Frank W. Nesbitt, one of the younger and really able members of the Ohio county bar, succeeds the late Thayer Melvin as Circuit Judge in the First judicial district, comprising the counties of Hancock, Brooke, Ohio and Marshall.

The appointment was made late Thursday afternoon, and soon the news became generally known over the city, and little else was talked of among attorneys and at the city and county buildings. While there was, of course, some disappointment among the friends of Mr. William Erskine, who had received indorsement at the hands of the bar, the general opinion among the legal fraternity was that the appointment was a most excellent one, and that Mr. Nesbitt is eminently fitted for the duties of the high judicial office for which he has been selected from among the numerous members of the bar of a district which boasted of some of the ablest lawyers in the State.

He Will Accept.  
Mr. Nesbitt received the news of his appointment in a message from

## Spite Work Alleged In The Change of the B. & O. Schedule On the G. & B. Division

ELKINS, Nov. 23.—After November 25th, through a change in B. & O. schedules, the traveling public will face the prospect of making mighty slow time between Elkins and Grafton. Unless radical changes are made in the schedules on the Western Maryland, a passenger leaving Elkins on the early morning train will have to remain in Belington until the middle of the afternoon. This is due to the fact that the B. & O. has moved its schedule back two hours. When this change becomes effective on the B. & O. trains on that road will make the run only as far as Islington, transferring freight, passengers, mail, etc., to the Western Maryland train. On the face of it, this action on the part of the B. & O. seems like spite work.

## HONORABLE JOHN C. WOOLLEY

AT THE OPERA HOUSE, SUNDAY  
AFTERNOON, NOV. 25TH, AT  
THREE O'CLOCK.

Hon. John C. Woolley, who was the Prohibition candidate for president in the campaign of 1900, will speak at the Opera House at Fairmont, Sunday afternoon, November 25th, at three o'clock. Competent judges declare that Mr. Woolley is the most eloquent temperance orator living, and is one of the most unique characters on the American platform, standing in a class by himself. His speeches are masterpieces of classic English, and his word paintings are marvels of beauty.

Mr. Woolley's reputation as a temperance speaker is world-wide and within a few months he has completed a tour of Australia and New Zealand, speaking to audiences that packed the largest halls and churches in these lands. At the earnest invitation of the leading clergymen, judges, statesmen, and men and women high in church, political and social life, Mr. Woolley visited New Zealand twice, and captured audiences everywhere in the interest of the temperance and prohibition movement that is now stirring New Zealand from center to circumference.

A rare opportunity is afforded the people of Fairmont and vicinity, whether they be believers in the prohibition issue or not, to hear this extraordinary man who has such a wonderful gift of speech. No admission will be charged.

## Placing Guard Rails.

Guard rails are being placed on the inside of the stone steps in front of the Masonic Temple. C. A. Bonham is doing the work.

## "Jolliffe's" Waist Sale To-morrow.

If you want candy or ice cream buy it where it is made fresh and pure, at Comunizis.

## GOVERNOR DAWSON, AND IT IS EXPECTED THAT THE COMMISSION WILL BE HERE TO- DAY. THIS IMPORTANT DOCUMENT WAS SIGNED YESTERDAY BY THE GOVERNOR AND ONCE FORWARDED TO JUDGE NESBITT.

During the evening Judge Nesbitt was the recipient of many congratulatory expressions from friends, both of the legal fraternity and of the laity. The popularity of the appointment is unquestioned, and nobody doubts the preeminent fitness of Frank W. Nesbitt for the position. While Judge Nesbitt has made no statement for publication, it is known that he will accept the appointment.

Mr. Nesbitt, by the way, is the first native of Ohio county to ascend the Circuit bench in this district.

Governor Dawson, in making the appointment, said that he considered Mr. Nesbitt highly qualified for the office. He added that he had given all of the names suggested to him the fullest consideration and had reached the conclusion that Mr. Nesbitt's appointment would appeal to bar and people as a suitable one in every particular. He added that he had the greatest respect for Mr. Erskine, and freely acknowledged his large ability and high character.

"York State Folks," Fairmont's favorite play, will be seen in a matinee and night performance at the Grand Saturday.

The prices for the matinee performance Saturday afternoon are 75, 50 and 35 cents. Children 25 cents to any part of the theater.

## B. & O. EMPLOYEES MAY GET RAISE

MEETING OF DIRECTORS NEXT  
MONTH WILL CONSIDER THIS  
IMPORTANT QUESTION.

WHEELING, Nov. 23.—At a meeting of the newly-elected board of directors of the Baltimore and Ohio Railroad Company, to be held in Baltimore early next month, the question of advancing the wages of the employees will be considered. Numerous reports are being circulated regarding the action to be taken by the trainmen employed on that road in connection with the demands made some weeks ago for higher wages. It was learned yesterday that no action will be taken by the trainmen until it is determined what advance, if any, will be made by the directors.

It is generally believed favorable action on the wage question will result. In 1903 there was a general readjustment of salaries by the company, some employees getting increases of 10 per cent, and some as much as 25 per cent, while the salaries of others remained unchanged. Since then there has been no general increase, but President Oscar G. Murray has inaugurated a promotion system, and now every time there is a vacancy it is filled by a man in the service instead of bringing in an outsider.

The Baltimore and Ohio employees on its entire system about 57,000 men. Of this number about 95 per cent, get less than \$200 a month, and it is estimated that if the rule adopted by the Pennsylvania and other large companies is followed it will cost the company about \$4,000,000 per year to increase the wages.

## 'HELL--WHY? WHAT? HOW LONG?

WILL BE THE SUBJECT OF EVAN-  
GELIST SHEARER'S DIS-  
COURSE THIS EVENING.

The interest in last night's service at the Central Christian church was manifested by the intense attention given Rev. Shearer as he spoke on "God's Power Shown Through Simple Instrumentalities." The results not only in good that has been done in general but in the many most excellent men and women who have taken their stand for Christ is exceedingly gratifying.

## FAKE REPORT

### WAS PUBLISHED TO THE EFFECT THAT W. U. BALLARD WOULD VOTE AGAINST SENATOR ELKINS.

CHARLESTON, Nov. 23.—Senator W. U. Ballard, of Monroe county, has written to friends here that he will vote for Senator Elkins, to succeed himself in the United States Senate first, last and all the time. The letter was written because a Democratic newspaper had included Senator Ballard's name in a list of Republican legislators likely to vote against Senator Elkins.

After hearing the decision of the Supreme court in the Caldwell-Blizard case, the Seddon investigation committee held a meeting and after preparing a report adjourned sine die.

A resolution was adopted that the report be submitted to the governor. The appointment of Judge David F. Mathews, formerly of the criminal court of Cabell county, to be assistant to Attorney General Way was announced today.

Judge Mathews has served on the criminal bench of Cabell county nearly six years, his term expiring January first.

Since appointment of Judge Ritz, to fill the vacancy caused by the death of Judge Chambers in the Eighth judicial district the assistant attorney generalship vacancy has existed.

A charter was granted today to the Winona Coal and Coke Company, of Grafton, capital \$50,000; incorporators, C. B. Sperry, P. B. Haymaker, D. D. Britt, S. C. Denham and Margaret Starkley, all of Clarksburg.

## "NOT GUILTY"

IS THE PLEA ENTERED BY 'FRISCO  
MAYOR AS TO GRAFT  
CHARGES AGAINST HIM.

NEW YORK, Nov. 23.—Mayor Eugene E. Schmitz, of San Francisco, was a passenger aboard the liner Patricia which arrived today. He declares there is not a word of truth in the charges against him, not a bit of evidence against him and that it is his intention to hurry right to 'Frisco, face accusers and clear his name.

Dressed turkeys at Robb's.

"Jolliffe's" Hat Sale to-morrow.

The prices for the matinee performance Saturday afternoon are 75, 50 and 35 cents. Children 25 cents to any part of the theater.

## DISOBEDIENCE BRINGS SORROW TO ELKINS YOUTH

### Runaway Boy Loses a Limb

ELKINS, Nov. 23.—Disobedience to the wishes of parents has brought Francis Shea, son of W. H. Shea, of this city, to a hospital in Connellsville minus a leg. Young Shea ran away from home Monday in company with Fred Little, who only went as far as Parsons where he was left behind. Shea made his way to Parsons on a freight and at that station sent young Little to the ticket office to procure a ticket to Cumberland. From Cumberland Shea went to Connellsville. While there he was run over by a train and one of his legs cut off. The boy's father received a message to that effect from the Cottage State Hospital there to that effect Wednesday morning. Further than stating the fact that Francis' leg was cut off, details are lacking.

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Rev. Shearer will preach to-night on "Hell, Why? What? How long?" There will be no Saturday night service. His subject for Sunday morning will be "The Face of Jesus" and in the evening "The Unpardonable Sin."

There were several accessions last night. There are a number to be baptized to-night.

Dressed turkeys at Robb's.

Mary—"Have you ever eat any of Price's Chocolates?"

Stella—"Yes, I get them at Hall's Flower Store. It is the 'candy'."

"Jolliffe's" \$5.00 Hat Sale to-morrow.

For that party you are giving see Comunizis for ice cream, salted almonds, cream wafers and everything in that line. You know we make them for you at any time.

The matinee performance of "York State Folks" Saturday will be identical the same as the night performance.

## Lieutenant Peary and Crew Reached Sidney, N. S., To-day On Arctic Steamer Roosevelt

### FARMER MADE RICH BY OIL

WORKED MANY YEARS TO CLEAR  
HOME OF DEBT SUDDENLY  
BECOMES RICH.

NEW MARTINSVILLE, W. Va., Nov. 23.—George Brennan, who has been working many years to clear the debt on his farm, has been made a rich man over night. An immense oil pool has been found on his property near Congo, and when the first well was struck it flowed 300 barrels a day. The production has narrowed down to 80 barrels a day and it is to be put under the pump within a fortnight. It is believed that under these conditions the well will produce about 150 barrels a day.

Oil operators from the Ohio oil field and those from the West Virginia and Western Pennsylvania districts are flocking to this place to obtain on adjoining property. The greatest of excitement prevails.

Teams are scarce and fancy prices are offered for speedy delivery of drilling machinery to the new territory. For one corner of the Brennan farm the owner has been given \$2,500 cash for a lease and the adjoining farms are commanding high prices for their owners. The new well is opposite Eighteenth street, Wellsville, Ohio, and a ferry has been established across the Ohio river at this point to accommodate the new comers.

## NICE MUSIC

AND PRETTY GOODS MAKE GLOBE  
RUBBER STAMP WORKS OP-  
ENING A GREAT suc-  
CESS.

The Globe Rubber Stamp works, which has recently moved its quarters to the Watson Hotel block, is holding its formal opening this afternoon and will continue open through the evening. This firm has, until its removal, been hampered by lack of rooms for its steadily growing trade, but it is now comfortably housed. The regular stock has been increased and in addition to this an elegant line of "Christmas goods" is arriving every day. This afternoon piano music is being rendered by Miss Florence Clayton and to-night in addition to piano music the Citizens' band will render a number of selections. Mr. Sam Ridenour, who is a member of the firm, is also a member of the band. The piano which is being used this afternoon will probably be kept in the store, which will add much to its attractions.

## JUDGE DAYTON STANDS PAT

REFUSES TO COMPROMISE WITH  
C. O. D. LIQUOR MEN EXCEPT  
ON PROHIBITION CON-  
CESSION.

CHARLESTON, Nov. 23.—Great interest has been manifested in the action of Judge Dayton would take in C. O. D. liquor cases, following decision in such cases by Judge Goff. At a private session of the court held in Judge Dayton's rooms at the custom house, the attorneys for Crigler and Crigler, of Covington, asked that the indictments, charging illicit liquor selling be nolle. Judge Dayton would not consent except upon the condition that they promise never to again to ship C. O. D. packages to any point in this State. The defendants were also made to pay the penalties imposed by the internal revenue department and the costs of the prosecution.

Suffered a Relapse.  
Attorney Tusca Morris, who has been ill of typhoid fever and who was thought to be recovering rapidly, suffered a relapse on Wednesday and for a time was in a serious condition. He is much better to-day, however.

"Jolliffe's" \$3.00 Hat Sale to-morrow.

"York State Folks" with the original cast will be seen here for the last time next Saturday, as Manager Wright will take the entire company and production to England for an indefinite period at the close of this season.

SIDNEY, N. S., Nov. 23.—Commander Robert E. Peary and his crew of Arctic explorers arrived here on the Roosevelt to-day and were given a reception by native residents and few friends who had come from the United States to greet them. The first to welcome Peary was his wife, who has been here for nearly two weeks waiting for the ship to appear.

The damaged condition of the Roosevelt made the voyage from St. George's Bay, New Foundland, slow. Several of the men are not in the best of health, but the crew and all are happy and proud in their achievement of having made a new record for exploration to the north. Commodore Peary expects to start home as soon as possible.

## SUIT AGAINST WYER & MASON

IMPORTANT ACTION BROUGHT  
AGAINST LOCAL REAL ES-  
TATE FIRM BY UNION-  
TOWN MAN.

Thomas J. Moyer, of Uniontown, has instituted a suit against L. C. Wyer and R. E. Mason doing business under the firm name of Wyer & Mason. The action is trespass on the case in attachment. The case arises out of an alleged contract which Moyer claims was executed on the first day of November, 1905. Moyer has filed his affidavit. The affidavit claims that in the contract he was to receive \$13,612 for services performed for the firm of Wyer & Mason.

Moyer sets forth in the affidavit that he was agent for the defendant to sell parcels of coal lying in Doddridge, Harrison and Wetzel counties. He kept the defendants in touch with prospective coal dealers and that the coal was sold through the direct agency of the affiant. The commission of \$1.00 per acre was to be given the affiant for part of the coal field and \$2.00 per acre for part of the coal field. The affiant claims that he sold 10,237 acres of coal for which he was to get \$1.00 per acre making \$10,237 for part and that 1,000 acres was sold by him which he should have gotten \$2,000 and 2,200 acres at \$1.02 1/2 per acre amounting to \$1,375 the sums aggregating \$13,612. This sum the affiant claims the firm of Wyer and Mason owes him and refuses to pay him.

Moyer has sued for \$15,000. Ramage and Smith are the attorneys for the plaintiff.

Notice of suggestion has been served on the banks of the city and on the First National Bank of Monongah which will garnish the funds of the defendants in those banks.

## Will Wed Thanksgiving Eve.

The marriage of Miss Edna Susan Riffe to Mr. James Blaine Smith will be solemnized on Wednesday evening, November 28, 1906, at the residence of the bride to be's parents, Mr. and Mrs. James L. Riffe, in Shinnston. Invitations to the wedding were issued this week and owing to the wide popularity of the young people the event will be largely attended. Miss Riffe formerly attended the State Normal school in this city.

## "Jolliffe's" Skirt Sale to-morrow.

TO THE THEATER GOER.  
On account of the engagement of "York State Folks" Saturday being the last time it will be seen here with the original cast and production, the management of the Grand deemed it advisable to arrange a matinee performance in order to accommodate the large number of theater-goers who will be attracted by this offering.

The matinee performance is intended more especially for ladies and children, but the performance will be identically the same as the one given at night. As is usually the case, the prices for the matinee have been materially reduced. Adults, 75, 50 and 35 cents. Children, 25 cents to any part of the theater.

SEATS ARE NOW ON SALE AT CHRISTIE'S FOR BOTH PERFORMANCES.

"Jolliffe's" Coat Sale To-morrow.

Children will be given a seat in any part of the theater for 25 cents Saturday afternoon when "York State Folks" is the attraction.

## JUDGE MASON MUST RECEIVE THE PETITION

### Decision in King Land Case

Celebrated Case Again Comes Before  
Local Jurist on Points Before  
Rejected.

### SUPREME COURT HANDS DOWN INTERESTING DECISION ON WELL KNOWN CASE.

No Direction on Point of Compelling  
Judge Mason to Allow Re-  
demption.

CHARLESTON, Nov. 23.—Once more the celebrated King land case, involving some 327,000 acres of land in McDowell and adjacent counties, is to the fore, the supreme court handing down a decision in the case of Henry C. King vs. John W. Mason, Judge.

Judge Mason refused to receive a petition the purpose of which was to allow King to redeem this land, or a part of it. Application was made to the supreme court for a mandamus requiring the judge to receive the petition.

Judge Sanders did not sit in this case, he having presided at a trial while a circuit judge in which the lands were in dispute. The court allows the mandamus to the extent of compelling Judge Mason to receive the petition and act upon it, but did not go so far as to direct Judge Mason to allow the redemption.

The court was unanimous up to this point and Judges Brannon and Poffenberger would go further and grant the mandamus permitting of redemption. The court being evenly divided this point is lost to Mr. King.

## MANY SAW MAN HANGED

WOMAN ACCUSED OF MURDERING  
BABE COLLAPSED AT SIGHT  
OF EXECUTION.

LEXINGTON, Ky., Nov. 23.—Thomas Stout, negro, was executed this morning for the murder of Sim Lee, several months ago. While Stout was being executed a pitiful scene was being enacted in the jail. Mrs. Etta Griffith, a young white woman under indictment for murdering her fifteen-months-old babe, collapsed necessitating the attendance of physicians. Her cell overlooked the jail yard. She became a physical wreck from observing the erection of the scaffold, and it is believed the shock incident to the hanging to-day will prove fatal. To-day's hanging was the first on record in this county where a negro was hanged for killing another negro. A large crowd, including many women, witnessed the execution.

## MANLEY HOTEL

MAKES SEVERAL CHANGES WHICH  
WILL GREATLY INCREASE  
ITS FACILITIES.

The office formerly occupied by R. L. Cunningham together with the storage room to the rear is being fitted up and will be used for a barroom in connection with the Manley Hotel. The partition between the storage room and the office was torn out this morning. The upper stories will be converted into guest chambers for patrons of the hotel. The annex will add thirty-five rooms to the hotel making in all eighty-five rooms.

The basement of the hotel now used as the barroom will be occupied by Ernest Sherwood where he will run a barber shop.

The Consolidated Telephone Company will take the upper story of the Manley building and the second story will be rented for offices.

Dressed chicken at Robb's.

"Jolliffe's" Underwear Sale to-morrow.

On account of the engagement of "York State Folks" Saturday, being the last time the original cast will be seen in this city, matinee and night performances have been arranged to give everyone an opportunity to see this best of all plays.